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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 JAY SCHUYLEMAN,

CASE NO. C23-0562JLR

11 Plaintiff,

ORDER

12 v.

13 BARNHART CRANE AND
14 RIGGING CO., et al.,

Defendants.

15 Before the court is the parties' joint motion to amend several deadlines relating to
16 claim construction. (Mot. (Dkt. # 57).) The court entered its original scheduling order on
17 February 6, 2024 (2/6/24 Sched. Order (Dkt. # 47)) and granted the parties' joint motion
18 to amend that order on April 25, 2024 (4/25/24 Sched. Order (Dkt. # 53).) The parties
19 now seek to amend their stipulated scheduling order because they have failed to timely
20 take expert claim construction depositions. (*See* Mot. at 1-2.)

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The court made clear in its initial scheduling order that it will alter dates “only upon good cause shown” and that the “failure to complete discovery within the time allowed is not recognized as good cause.” (2/6/24 Sched. Order at 2.) The court finds that the parties have not established good cause to amend the scheduling order and therefore DENIES the parties’ motion (Dkt. # 57). Furthermore, changes in the schedule at this stage of the proceedings risk jeopardizing the *Markman* hearing date and the trial date. The court is, however, willing to alter the scheduling order as follows:

Event	Current Date	Parties' Proposed Date	Court's Proposed Date
Completion of expert depositions on claim construction	7/15/24	7/31/24	7/29/24
Joint claim chart and Prehearing Statement	7/17/24	8/2/24	7/31/24
Opening claim constructions briefs due	8/9/24	8/16/24	8/13/24
Responsive claim construction briefs due	8/23/24	8/30/24	8/26/24

If the parties wish to proceed with the court's proposed dates above, they must file a stipulated motion to that effect by no later than **July 17, 2024**.

Dated this 16th day of July, 2024.



JAMES L. ROBART
United States District Judge